



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Burrell et al
Serial No. : 09/524,027
Filed : March 13, 2000
Title : TRANSCUTANEOUS MEDICAL DEVICE DRESSINGS AND METHOD OF USE

Art Unit : 3761
Examiner : Lewis, K

MAIL STOP DAC

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION TO REVIVE APPLICATION UNDER 37 CFR §1.137(b)

Applicant hereby petitions under 37 CFR §1.137(b) to revive the above application, which was abandoned on June 24, 2003, for Applicants' purported failure to respond to the Notice of Allowance mailed March 24, 2003.

Applicants enclose the following documents, which prove that the abandonment of the application was unintentional and due entirely to PTO error:

- 1.) a copy of a Request for Continued Examination ("RCE") mailed April 15, 2003 (Exhibit A);
- 2.) a copy of a Communication mailed on April 15, 2003, which served as the "Submission" for the RCE filed on April 15, 2003 (Exhibit B); and
- 3.) a copy of the PTO PAIR cite for the above-referenced patent application, clearly indicating that the PTO received and processed the RCE filed in this application on April 15, 2003 (Exhibit C).

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

8-5-03

Date of Deposit

Signature

Stefanie Dion

Typed or Printed Name of Person Signing Certificate

08/08/2003 AWONDAF1 00000028 09524027

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OFFICE OF PETITIONS

Applicant : Burrell et al
Serial No. : 09/524,027
Filed : March 13, 2000
Page : 2 of 2

Attorney's Docket No.: 14072-006001 / W 546

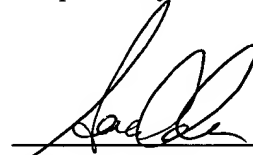
Applicants enclose 1.) a Request for Continued Examination and a corresponding Submission (a Communication) in response to the Notice of Allowance to continue prosecution of the application; 2.) a check for \$1300 in payment of the petition fee by a large entity as set forth in 37 CFR §1.17(m); and 3.) a check for \$750 in payment of the RCE fee.

Applicants submit that the entire period of delay was unintentional. Applicants further submit that the abandonment was due to PTO error, and therefore request that a credit be applied to Deposit Account No. 06-1050 in the amount of the enclosed petition fee (\$1300) and the enclosed RCE fee (\$750).

Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/5/03



Sean P. Daley
Reg. No. 40,978

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225 Franklin Street
Boston, MA 02110-2804
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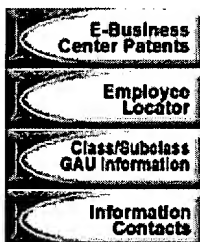
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PATENT APPLICATION INFORMATION RETRIEVAL



Other Links



Search results for application number: 09/524,027		
Filing or 371(c) Date:	03-13-2000	Class / Sub-Class: 602/042.000
Issue Date of Patent:	-	Location: FILE REPOSITORY (FR)
Examiner Name:	LEWIS, KIM M	Status: Abandoned -- Failure to Fee
Group Art Unit:	3761	Attorney Docket Number: 14072-006001
Earliest Publication No.:	-	Patent Number: -
Earliest Publication Date:	-	Customer Number: 26161
Confirmation Number:	6166	

[PTE History](#)
[Foreign Priority](#)
[Continuity Data](#)

File Contents History

Number	Date	Contents Description
55	07-23-2003	Mail Abandonment for Failure to Pay Issue Fee
54	07-23-2003	Abandonment for Failure to Pay Issue Fee
53	05-24-2002	Workflow - Drawings Finished
52	05-24-2002	Workflow - Drawings Matched with File at Contractor
51	07-11-2003	Receipt into Pubs
50	04-21-2003	Workflow - Request for RCE - Finish
49	06-09-2003	Receipt into Pubs
48	05-06-2003	Information Disclosure Statement (IDS) Filed
47	04-01-2003	Workflow - Informational Disclosure Statement - Finish
46	04-21-2003	Workflow - Request for RCE - Begin
45	04-01-2003	Workflow - Informational Disclosure Statement - Begin
44	03-31-2003	Receipt into Pubs
43	03-28-2003	Dispatch to Publications
42	03-24-2003	Mail Notice of Allowance
41	03-24-2003	Mail Formal Drawings Required
40	03-24-2003	Formal Drawings Required
39	03-24-2003	Notice of Allowance Data Verification Completed
38	03-24-2003	Notice of Allowability
37	02-20-2003	Information Disclosure Statement (IDS) Filed
36	12-16-2002	Information Disclosure Statement (IDS) Filed
35	01-15-2003	Date Forwarded to Examiner
34	11-12-2002	Request for Continued Examination (RCE)
33	01-15-2003	Express Abandonment (for Entry of CPA / RCE / Rule129)
32	11-12-2002	Information Disclosure Statement (IDS) Filed
31	11-12-2002	Workflow - Request for RCE - Finish

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30	11-12-2002	Workflow - Request for RCE - Begin
29	10-11-2002	Receipt into Pubs
28	10-07-2002	Workflow - Customer Service Request - Finish
27	10-07-2002	Workflow - Customer Service Request - Begin
26	09-26-2002	Correspondence Address Change
25	09-27-2002	Change in Power of Attorney (May Include Associate POA)
24	09-24-2002	Receipt into Pubs
23	08-16-2002	Workflow - File Sent to Contractor
22	08-16-2002	Receipt into Pubs
21	08-15-2002	Dispatch to Publications
20	08-15-2002	Mail Notice of Allowance
19	08-13-2002	Notice of Allowance Data Verification Completed
18	08-12-2002	Notice of Allowability
17	05-24-2002	Incoming Letter Pertaining to the Drawings
16	06-05-2002	Date Forwarded to Examiner
15	05-24-2002	Response after Non-Final Action
14	05-24-2002	Request for Extension of Time - Granted
13	01-04-2002	Information Disclosure Statement (IDS) Filed
12	01-04-2002	Information Disclosure Statement (IDS) Filed
11	12-05-2001	Mail Non-Final Rejection
10	12-03-2001	Non-Final Rejection
9	10-23-2000	Preliminary Amendment
8	06-16-2000	Information Disclosure Statement (IDS) Filed
7	08-10-2000	Case Docketed to Examiner in GAU
6	06-20-2000	Application Dispatched from OIPE
5	06-19-2000	Application Is Now Complete
4	05-15-2000	Incomplete Application under Rule 53(b) - Filing Date Assigned
3	05-12-2000	Correspondence Address Change
2	04-04-2000	Application Scanned
1	03-13-2000	Initial Exam Team nn

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Commissioner for Patents
Washington, D.C. 20231

COMMUNICATION

Applicants submit herewith a Request for Continued Examination ("RCE") in response to the Notice of Allowance and Issue Fee Due mailed on March 24, 2003. The submission for the RCE is an Information Disclosure Statement ("IDS") which Applicants mailed on March 27, 2003. Applicants mailed the IDS before they received the Notice of Allowance and Issue Fee Due, and so Applicants believe that it is unnecessary to re-submit the IDS in order for the IDS to satisfy as the submission for the RCE.

Please apply any charges or credits to Deposit Account No. 06-1050.

CERTIFICATE OF MAILING BY FIRST CLASS MAIL

I hereby certify under 37 CFR §1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Commissioner for Patents, Washington, D.C. 20231.

August 5, 2003

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Stefanie Dion

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